

COMMONWEALTH OF MASSACHUSETTS  
EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS  
**DEPARTMENT OF ENVIRONMENTAL PROTECTION**  
ONE WINTER STREET, BOSTON, MA 02108 617-292-5500

August 21, 2006

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In the Matter of  
Modern Continental Construction, Co. Inc.

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Docket No. 2005-249  
File No. ACOP-NE-05-4008-STP  
Everett

**FINAL DECISION**

I have reviewed the attached Settlement Agreement signed on August 2, 2006 by John Pastore, President of Modern Continental Construction Co, Inc., for the petitioner, and on August 15, 2006 by Richard J. Chalpin, Regional Director for the Department (ACOP-NE-06-Z026-249-SETT-STIP).

The petitioner is ordered to pay a civil administrative penalty in the amount of two thousand five hundred dollars (\$2,500.00) within 30 days of the date of this Final Decision, in accordance with the terms of paragraphs 14 and 21 of the Settlement Agreement.

The Department issues this final decision incorporating the Settlement Agreement. Under the terms of 310 CMR 1.01(8)(c), these proceedings are dismissed with the parties waiving whatever rights they may have to further administrative review before the Department as well as appeal to court.

This final document copy is being provided to you electronically by the  
Department of Environmental Protection. A signed copy of this document  
is on file at the DEP office listed on the letterhead.

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Robert W. Golledge, Jr.  
Commissioner